

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In Re Application of:  
Steven A. Shaya et al.**

**Confirmation No.: 7651**

**Application No.: 09/981,516**

**Group Art Unit: 3627**

**Filing Date: October 17, 2001**

**Examiner: Thein, Maria Teresa T.**

**For: INTELLIGENT PERFORMANCE-BASED PRODUCT RECOMMENDATION  
SYSTEM**

MS Appeal Brief - Patent  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANT APPEAL BRIEF  
PURSUANT TO 37 CFR § 41.37**

Transmitted herewith is **APPELLANT'S BRIEF PURSUANT TO 37 C.F.R. § 41.37** in this application with respect to the Notification of Non-Compliant Appeal Brief mailed by The United States Patent and Trademark Office on **May 22, 2007**.

- ☒ No additional fee is due.
- ☒ The Commissioner is hereby authorized to charge any deficiency or credit any overpayment of the fees associated with this communication to Deposit Account No. 23-3050.
- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account 23-3050.

Date: June 21, 2007

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